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11 12	Attorneys for Defendant FUJIAN JINHUA INTEGRATED CIRCUIT CO	
13	IN THE UNITED STATES DISTRICT COURT	
14	FOR THE NORTHERN DISTRICT OF CALIFORNIA	
15	SAN FRANCIS	CO DIVISION
16	UNITED STATES OF AMERICA,	CASE NO.: 3:18-cr-00465-MMC
17 18 19 20 21	Plaintiff, v. UNITED MICROELECTRONICS CORPORATION, et al., Defendants.	DECLARATION OF MATTHEW E. SLOAN IN SUPPORT OF DEFENDANT FUJIAN JINHUA INTEGRATED CIRCUIT CO., LTD.'S MOTION IN LIMINE NO. 6 TO EXCLUDE HEARSAY STATEMENTS OF PURPORTED CO-CONSPIRATORS AND PURPORTED JINHUA EMPLOYEES
22		Judge: The Honorable Maxine M. Chesney Trial Date: February 14, 2022
23 24		Hearing Date: January 18, 2022 Hearing Time: 10:00 a.m.
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CASE No.: 3:18-cr-00465-MMC

**DECLARATION OF MATTHEW E. SLOAN** 

I, Matthew E. Sloan declare and state as follows:

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- 1. I am a partner at Skadden, Arps, Slate, Meagher & Flom LLP, counsel of record for 4 Defendant Fujian Jinhua Integrated Circuit Co., Ltd. ("Jinhua"). I am an attorney licensed to practice 5 | law in the State of California and before this Court. I submit this declaration in support of Jinhua's Motion In Limine No. 6 for an Order To Exclude Hearsay Statements Of Purported Co-Conspirators and Purported Jinhua Employees (the "Motion"). This declaration is based upon my personal knowledge, and, if called to testify, I could and would do so competently as to the matters set forth herein.
- Attached hereto as Exhibit A is a true and correct copy of the Crim. L.R. 16-1(c) 11 Notice sent on November 1, 2021, by the Government to Jinhua (the "Local Rule 16-1(c) Notice"). 12 Because the government designated certain portions of Exhibit A as "Confidential," Jinhua must file 13 portions of it under seal pursuant to the Protective Order. Accordingly, Jinhua has filed a motion to 14 file this exhibit under seal concurrently herewith, and attaches a partially redacted version of the 15 Local Rule 16-1(c) Notice hereto.
- Attached hereto as Exhibit B is a true and correct copy of the Technology Cooperation 17 Agreement between Jinhua and United Microelectronic Corp. Because the government designated 18 Exhibit B as "Confidential," Jinhua must file the document under seal pursuant to the Protective Order. Accordingly, Jinhua has filed a motion to file this exhibit under seal concurrently herewith.
  - 4. Attached hereto as Exhibit C is a true and correct copy of a convenience translation of the Technology Cooperation Agreement found in Exhibit B. Because the government designated Exhibit B, on which this translation is based, as "Confidential," Jinhua must file this document under seal pursuant to the Protective Order. Accordingly, Jinhua has filed a motion to file this exhibit under seal concurrently herewith.
  - 5. Attached hereto as Exhibit D is a true and correct copy of the expert disclosure of Professor Jiang Ying.
- 6. Attached hereto as Exhibit E is a true and correct copy of a December 19, 2018 28 interrogation record of an interrogation of Neil Lee by the Taiwan Ministry of Justice Investigation

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1 Bureau ("MIJB"). Because the government has designated Exhibit E as "Confidential," Jinhua must 2 | file the document under seal pursuant to the Protective Order. Accordingly, Jinhua has filed a motion 3 to file this exhibit under seal concurrently herewith.

- 7. Attached hereto as Exhibit F is a true and correct copy of a convenience translation 5 of the interrogation record found in Exhibit E. Because the government designated Exhibit E, on which this translation is based, as "Confidential," Jinhua must file this document under seal pursuant to the Protective Order. Accordingly, Jinhua has filed a motion to file this exhibit under seal concurrently herewith.
- 8. Attached hereto as Exhibit G is a true and correct copy of a February 15, 2017 10 interrogation record of an interrogation of LT Rong by the MIJB.
- 9. Attached hereto as Exhibit H is a true and correct copy of a convenience translation 12 of the interrogation record found in Exhibit G.
- 10. Attached hereto as Exhibit I is a true and correct copy of a June 9, 2017 interrogation 14 record of an interrogation of Kenny Wang by the MIJB. Because the government has designated 15 Exhibit I as "Confidential," Jinhua must file the document under seal pursuant to the Protective 16 Order. Accordingly, Jinhua has filed a motion to file this exhibit under seal concurrently herewith.
- 11. Attached hereto as Exhibit J is a true and correct copy of a convenience translation of 18 the interrogation record found in Exhibit I. Because the government designated Exhibit J, on which 19 this translation is based, as "Confidential," Jinhua must file this document under seal pursuant to the Protective Order. Accordingly, Jinhua has filed a motion to file this exhibit under seal concurrently herewith.
- 12. Attached hereto as Exhibit K is a true and correct copy a February 14, 2017 23 | interrogation record of an interrogation of JT Ho by the MIJB.
  - 13. Attached hereto as Exhibit L is a true and correct copy of a convenience translation of the interrogation record found in Exhibit K.
  - 14. Attached hereto as Exhibit M is a true and correct copy of a contract between Jinhua and JT Ho.

1	15. Attached hereto as Exhibit N is a true and correct copy of a convenience translation	
2	of a contract found in Exhibit M.	
3	16. Attached hereto as Exhibit O is a true and correct copy of the July 10, 2018, deposition	
4	transcript of Stephen Chen in the case Micron v. UMC et al., Case No. 3:17-cv-06932-MMC (N.D.	
5	Cal.). Because this document was designated "Confidential," pursuant to the protective order is	
6	Micron v. UMC et al., Jinhua must file the document under seal pursuant to the Protective Order	
7	Accordingly, Jinhua has filed a motion to file this exhibit under seal concurrently herewith.	
8	17. Attached hereto as Exhibit P is a true and correct copy of the July 12, 2018, deposition	
9	transcript of JT Ho in the case <i>Micron v. UMC et al.</i> , Case No. 3:17-cv-06932-MMC (N.D. Cal.).	
10	Because this document was designated "Confidential," pursuant to the protective order in <i>Micron v</i> .	
11	UMC et al., Jinhua must file the document under seal pursuant to the Protective Order. Accordingly,	
12	Jinhua has filed a motion to file this exhibit under seal concurrently herewith.	
13	I declare under penalty of perjury under the laws of the United States that the foregoing is	
14	true and correct. Executed on this 1st day of December, 2021 in Los Angeles, California.	
15	$P_{max} = \sqrt{M_{max}} + E C $	
16	By: /s/ Matthew E. Sloan  Matthew E. Sloan	
17	SIGNATURE ATTESTATION	
18	Pursuant to Civil Local Rule 5-1(i), I attest under penalty of perjury that concurrence in the	
19	filing of this document has been obtained from any other signatory to this document.	
20	inning of this document has been obtained from any other signatory to this document.	
21	/s/ Jack P. DiCanio Jack P. DiCanio	
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